

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

Emanuel T. Newman,
Plaintiff,

-Vs-

Ronald L. Jury., SIS,
et al.,
Defendant,

Case no 01-CV-0677

(Conner, J.)

FILED
HARRISBURG, PA
MAY 03 2004
MARY E. BANDREA, CLERK
Deputy Clerk

PLAINTIFF'S PROPOSED SPECIAL VERDICT FORM

Comes Now, Emanuel T. Newman, plaintiff pro-se (herein-
after Newman), and submits this proposed special verdict form.

In support thereof, Newman states the following:

KNEW OR SHOULD HAVE KNOWN OF THE THREAT.

1) Do you find that the following defendants knew of or
should have known of the threat to plaintiff?

	<u>Yes</u>	<u>No</u>
White	_____	_____
Caprio	_____	_____

2) If your answer to question #1 was yes for either
defendant White or Caprio, do you find that defendant White knew
that there was a threat to plaintiff's life, and that defendant
White acted with deliberate indifference in failing to take action
to prevent the threat from materializing into an extremely peril-
ous assault.

<u>Yes</u>	<u>No</u>
_____	_____

3) If your answer to question #1 was yes for either defendant White or Caprio, do you find that defendant Caprio knew that there was a threat to plaintiff's life, and that defendant Caprio acted with deliberate indifference in failing to take action to prevent the threat from materializing into an extremely perilous assault?

Yes

No

4) If your answer for either defendant was yes, what amount of compensatory damages will fairly compensate the plaintiff for his injury, loss of portions of his field of vision in his left eye, pain and suffering resulting from the defendants deliberate indifference?

Amount \$ _____

5) If your answer to question #1 was yes for either defendant, what punitive damages, if any do you find appropriate against that defendant?

White \$ _____

Caprio \$ _____

DUE PROCESS CLAIM

6) Do you find that defendant Caprio denied plaintiff Due Process when he failed to take action after being made aware of an impending threat to plaintiff's safety?

Yes

No

7) Do you find that defendant White denied plaintiff Due Process when he failed to take action after being made aware of the threats against plaintiff by his inmate informants, and other sources?

Yes

No

8) If you answered yes to question #6, what amount of compensatory damages will fairly compensate the plaintiff for his pain, suffering, and injury as a result of the denial of his Due Process?

Amount


\$ _____

9) If you answered yes to question #7, what amount of compensatory damages will fairly compensate the plaintiff for his pain, suffering, and injury as a result of the denial of his Due Process?

Amount

\$ _____

Respectfully submitted by,


Emanuel Thomas Newman
13418-039

F.C.I. Oxford
P.O. BOX 1000

Oxford, Wisconsin 53952-1000

Date: April 26,, 2004.

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

Emanuel Thomas Newman,

Vs.

Ronald L. Jury, et al,

Civil no. 1:CV-01-0677

CERTIFICATE OF SERVICE

I, Emanuel Thomas Newman, pursuant to title 28 U.S.C. § 1746, do hereby upon my oath state that I have served all parties to this civil action via the United States Mail Service, of copies of the attached documents.

This 26 day of APRIL, 2004.

By, 

Emanuel Thomas Newman

Copies to: U.S. Attorney
316 Federal Building
240 West Third Street
Williamsport, Pa 17703

U.S. DISTRICT COURT
CLERK OF THE COURT
224 WALNUT STREET
HARRISBURG, PA 17101)*
17108

EMANUEL I. NEWMAN
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FEDERAL CORRECTIONAL INSTITUTION
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